

H.J. No. 0004	Balanced budget amendment resolution.
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Sponsored By: Representative(s) Lindholm and Laursen and  
Senator(s) Driskill, Hicks and Wasserburger

A JOINT RESOLUTION petitioning Congress to call a convention to propose amendments to the Constitution of the United States to require a balanced federal budget.

1/8/2015 Bill Number Assigned  
1/13/2015 H Received for Introduction  
1/14/2015 H Introduced and Referred to H03 - Revenue  
1/23/2015 Revenue:Recommend Do Pass 7-2-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Blackburn, Dayton, Jennings, Loucks, Madden, Northrup, Reeder

**Nays:** Representative(s) Edwards, Wilson

**Ayes** 7      **Nays** 2      **Excused** 0      **Absent** 0      **Conflicts** 0

1/23/2015 H Placed on General File  
1/26/2015 H COW Passed  
1/27/2015 H 2nd Reading:Passed  
1/28/2015 H 3rd Reading:Passed 44-16-0-0-0

**ROLL CALL**

**Ayes:** Representative(s) Allen, Baker, Baldwin, Barlow, Berger, Blackburn, Blake, Brown Speaker, Burkhart, Campbell, Cannady, Clem, Dayton, Edmonds, Eklund, Esquibel, Gay, Halverson, Harshman, Harvey, Hunt, Jaggi, Jennings, Kasperik, Kirkbride, Krone, Larsen Lloyd, Laursen Dan, Lindholm, Lockhart, Madden, McKim, Miller, Moniz, Northrup, Paxton, Petroff, Pownall, Reeder, Sommers, Stubson, Walters, Winters, Zwonitzer,Dn

**Nays:** Representative(s) Byrd, Connolly, Edwards, Freeman, Greear, Kroeker, Loucks, Nicholas, Patton, Pelkey, Piiparinen, Schwartz, Steinmetz, Throne, Wilson, Zwonitzer,Dv

**Ayes** 44      **Nays** 16      **Excused** 0      **Absent** 0      **Conflicts** 0

1/28/2015 S Received for Introduction  
2/10/2015 S Introduced and Referred to S12 - Rules  
2/25/2015 Rules:Recommend Amend and Do Pass 3-2-0-0-0

**ROLL CALL**

**Ayes:** Senator(s) Bebout, Nicholas, P., Perkins

**Nays:** Senator(s) Craft, Rothfuss

**Ayes** 3      **Nays** 2      **Excused** 0      **Absent** 0      **Conflicts** 0

2/25/2015 S Placed on General File

**HJ0004SS001/ADOPTED**

**(CORRECTED COPY)**

Page 1-line 13

Before "That" insert "The legislature of the state of Wyoming agrees with and generally supports the adoption of a balanced budget amendment substantially in the following form:".

Page 2-line 12 Before "That" insert "Subject to the conditions in section 4 of this act,".

Page 3-line 6 Before "That" insert "Subject to the conditions in section 4 of this act,".

Page 3-after line 12 Insert and renumber:

**"Section 4.** (a) The state of Wyoming stands in a unique position apart from all other states in the following respects:

1. The large percentage of land ownership by the federal government is greater than forty-eight percent (48%) of all the lands in the state;

2. Federal monies received by this state in compensation for the large percentage of land owned by the federal government including, but not limited to, payment in lieu of taxes (PILT), federal mineral royalties and other payments are inadequate to compensate the state for its lost revenues;

(iii) With a population of less than six hundred thousand (600,000), Wyoming maintains an extensive network of highway systems including more than three thousand six hundred fifty (3,650) lane miles of transcontinental interstate highways;

(iv) The small size of the state of Wyoming's budget is insignificant compared to the size of the budget in larger states and would only fund the operations of the largest state's government for a period of less than two (2) weeks;

(v) The state of Wyoming should not suffer significant further harm as a result of participation in the convention in relation to the large percentage of federal land ownership.

**Section 5.** The Wyoming legislature will convene in a special or regular session to adopt the foregoing amendment provided that the state can secure adequate assurances that the state's unique stature is protected and recognized.

**Section 6.** The governor's office is directed to communicate with other states supporting a balanced budget amendment, along with the state's federal delegation, to secure a measure of security that either the state's share of federal mineral royalties, payment in lieu of taxes (PILT) and other federal payments will not be reduced to balance the budget, or that the federal lands, including surface and minerals, which are not managed by the United States as a national park, designated national monument or wilderness area designated under the national wilderness preservation system, be conveyed to the state commensurate with other states before final adoption of such balanced budget amendment."

Page 3-line 14 Delete "4" insert "7". NICHOLAS, P. CHAIRMAN

2/26/2015 S COW Passed

#### **HJ0004S2001/ADOPTED**

Delete the Senate Standing Committee Amendment (HJ0004SS001/AC) entirely and further amend as follows:

Page 1-line 1 Delete "petitioning" insert "declaring the state's interest to petition".

Page 1-line 6 Delete "petitioning" insert "willing to petition".

Page 1-line 8 After "budget" insert "under the circumstances described herein".

Page 1-line 13 Before "That" insert "The legislature of the state of Wyoming agrees with and generally supports the adoption of a balanced budget

amendment substantially in the following form:

(a)".

Page 2-line 10 Delete "." insert ";".

Page 2-line 12 Delete "**Section 2.**" insert "(b)"; before "That" insert "Subject to the conditions in section 2 of this act,".

Page 3-line 4 Delete "." insert ";".

Page 3-line 6 Delete "**Section 3.**" insert "(c)"; before "That" insert "Subject to the conditions in section 2 of this act,".

Page 3-after line 12 Insert and renumber:

**"Section 2.** (a) The state of Wyoming stands in a relatively unique position apart from most other states in the following respects:

3. The large percentage of land ownership by the federal government is greater than forty-eight percent (48%) of all the surface lands and greater than sixty-six percent (66%) of subsurface minerals in the state;

4. Federal monies received by this state in compensation for the large percentage of land owned by the federal government including, but not limited to, payment in lieu of taxes (PILT), federal mineral royalties and other payments are inadequate to compensate the state for its lost revenues;

(iii) With a population of less than six hundred thousand (600,000), Wyoming maintains an extensive network of highway systems including more than three thousand six hundred fifty (3,650) lane miles of transcontinental interstate highways;

(iv) The small size of the state of Wyoming's budget is insignificant compared to the size of the budget in larger states and would only fund the operations of the most populous state's government for a period of less than two (2) weeks;

(v) The state of Wyoming should not suffer significant further harm as a result of participation in the convention in relation to the large percentage of federal land and mineral ownership.

**Section 3.** The Wyoming legislature will convene in a special or regular session to adopt the amendment in section 1 of this act provided that the state can secure adequate assurances that the state's relatively unique stature is protected and recognized.

**Section 4.** The governor's office is directed to communicate with other states supporting a balanced budget amendment, along with the state's federal delegation, to secure a measure of security that either the state's share of federal mineral royalties, payment in lieu of taxes (PILT) and other federal payments will not be reduced to balance the budget, or that the federal lands, including surface and minerals, which are not managed by the United States as a national park, designated national monument or wilderness area designated under the national wilderness preservation system, be conveyed to the state commensurate with other states before final adoption of such balanced budget amendment.".

Page 3-line 14 Delete "**4**" insert "**5**". NICHOLAS, PERKINS

#### **HJ0004S2002/FAILED**

Delete the Senate Standing Committee Amendment (HJ0004SS001/AC) and the Nicholas, et al. Second Reading Amendment (HJ0004S2001/A) entirely and further amend as follows:

Delete page 1-lines 1 through 15 Delete and insert:

"A JOINT RESOLUTION requesting Congress to call a convention to amend the United States Constitution

WHEREAS, it is the solemn duty of the states to protect the liberty of our people, particularly for the generations to come, by proposing amendments to the Constitution of the United States through a convention of the states under article V for the purpose of requiring a balanced federal budget.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE LEGISLATURE OF THE STATE OF WYOMING:

**Section 1.** The Legislature of the State of Wyoming hereby applies to Congress, under the provisions of Article V of the Constitution of the United States, for the calling of a convention of the states limited to proposing an amendment to the Constitution of the United States requiring that in the absence of a national emergency, including, but not limited to, an attack by a foreign nation or terrorist organization within the United States of America, the total of all federal appropriations made by the congress for any fiscal year may not exceed the total of all estimated federal revenues for that fiscal year, together with any related and appropriate fiscal restraints.

**Section 2.** This application constitutes a continuing application in accordance with Article V of the Constitution of the United States until the legislatures of at least two-thirds (2/3) of the several states have made applications on the same subject. This application shall be aggregated with those applications, but shall not be aggregated with any other application on any other subject.

**Section 3.** That the Secretary of State of Wyoming transmit copies of this resolution to the President of the United States, to the President of the Senate and the Speaker of the House of Representatives of the United States Congress, to the Wyoming Congressional Delegation and to the presiding officers of each of the legislative houses in the several states, requesting their cooperation.

(END) ".

Pages 2 and 3 Delete. PETERSON

2/27/2015 S 2nd Reading:Laid Back

3/2/2015 S 2nd Reading:Passed

#### **HJ0004S3001/ADOPTED**

Delete the Senate Standing Committee Amendment (HJ0004SS001/AC) and the Nicholas, et al. Second Reading Amendment (HJ0004S2001/A) entirely and further amend as follows:

Page 1-line 1 Delete "petitioning" insert "declaring the state's interest to petition".

Page 1-line 6 Delete "petitioning" insert "willing to petition".

Page 1-line 8 After "budget" insert "under the circumstances described herein".

Page 1-line 13 After "**Section 1.**" delete balance of line and insert "The legislature of the state of Wyoming agrees with and generally supports the adoption of a balanced budget amendment in substantially the following form:

(a) Subject to further legislative actions as provided by section 3 of this act, that any convention of the states called by the

congress of the United States of America be limited to proposing an amendment to the".

Page 1-lines 14 and 15 Delete.

Page 2-lines 1 and 2 Delete.

Page 2-line 10 Delete "." insert ";".

Page 2-line 12 Delete "**Section 2.**" insert "(b) Subject to further legislative action as provided by section 3 of this act,".

Page 3-line 4 Delete "." insert ";".

Page 3-line 6 Delete "**Section 3.**" insert "(c) Subject to further legislative action as provided by section 3 of this act,".

Page 3-after line 12 Insert and renumber:

**"Section 2.** (a) The state of Wyoming stands in a relatively unique position apart from most other states in the following respects:

(i) The large percentage of land ownership by the federal government is greater than forty-eight percent (48%) of all the surface lands and greater than sixty-six percent (66%) of subsurface minerals in the state;

(ii) Federal monies received by this state in compensation for the large percentage of land owned by the federal government including, but not limited to, payment in lieu of taxes (PILT), federal mineral royalties and other payments are inadequate to compensate the state for its lost revenues;

(iii) With a population of less than six hundred thousand (600,000), Wyoming maintains an extensive network of highway systems including more than three thousand six hundred fifty (3,650) lane miles of transcontinental interstate highways;

(iv) The small size of the state of Wyoming's budget is insignificant compared to the size of the budget in larger states and would only fund the operations of the most populous state's government for a period of less than two (2) weeks;

(v) The state of Wyoming should not suffer significant further harm as a result of participation in the convention in relation to the large percentage of federal land and mineral ownership.

**Section 3.** The Wyoming legislature will convene in a special or regular session to adopt the amendment in section 1 of this act provided that the state can secure adequate assurances that the state's relatively unique stature is protected and recognized.

**Section 4.** The governor's office is directed to communicate with other states supporting a balanced budget amendment, along with the state's federal delegation, to secure a measure of security that either the state's share of federal mineral royalties, payment in lieu of taxes (PILT) and other federal payments will not be reduced to balance the budget, or that the federal lands, including surface and minerals, which are not managed by the United States as a national park, designated national monument or wilderness area designated under the national wilderness preservation system, be conveyed to the state commensurate with other states before final adoption of such balanced budget amendment.".

Page 3-line 14 Delete "**4**" insert "**5**". NICHOLAS, PERKINS

3/3/2015 S 3rd Reading:Failed 7-22-1-0-0

#### ROLL CALL

**Ayes:** Senator(s) Bebout, Case, Coe, Driskill, Kinskey, Nicholas Pres, Ross

**Nays:** Senator(s) Anderson, J.D. (SD02), Anderson, J.L. (SD28), Barnard, Burns, Christensen, Cooper, Dockstader, Emerich, Esquibel, Geis, Hastert, Hicks, Johnson, Landen, Meier, Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

**Excused:** Senator Craft

**Ayes** 7      **Nays** 22      **Excused** 1      **Absent** 0      **Conflicts** 0